



7FW

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 10, 2004.*

  
Richard J. Ward, Jr.

Applicant : Michael Porter Confirmation No.4436  
Application No. : 10/753,132  
Filed : January 7, 2004  
Title : PROGRAMMABLE RESTRICTED ACCESS FOOD STORAGE  
CONTAINER AND BEHAVIOR MODIFICATION ASSISTANT  
  
Grp./Div. : 3727  
Examiner : Not yet assigned  
  
Docket No. : 49433/RJW/P689

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**37 CFR § 1.97(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Post Office Box 7068  
Pasadena, CA 91109-7068  
December 10, 2004

Commissioner:

In compliance with the duty of disclosure under 37 CFR §§ 1.56, 1.97 and 1.98, and in accordance with the provisions in the Manual of Patent Examining Procedure §§ 609 and 707.05(b), enclosed is FORM PTO/SB/08A/B listing the references that are known to applicant. Copies of each of the listed "Other Documents" are enclosed. This filing is timely because it is made during one of the periods described in 37 CFR § 1.97(b).

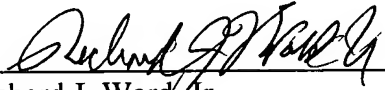
It is respectfully requested that the listed references be considered in the examination of this application and identified on the list of references cited on the patent issuing for this application.

**Application No. 10/753,132**

Applicant also requests that an initialed copy of FORM PTO/SB/08A/B be entered in the application file and returned to applicant with the next communication from the Office in accordance with MPEP § 609.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By   
Richard J. Ward Jr.  
Reg. No. 24,187  
626/795-9900

RJW/clb

Enclosures: PTO/SB/08A/B, w/references  
CLB PAS598169.1-\* -12/10/04 3:48 PM



# INFORMATION DISCLOSURE

## STATEMENT BY APPLICANT

(use as many sheets as necessary)

Attorney Docket Number	49433/RJW/P689
Application Number	10/753,132
Filing Date	January 7, 2004
Applicant(s)	Michael Porter
Group Art Unit	3727
Examiner Name	Not yet assigned

## U.S. PATENT DOCUMENTS

EXAMINER INITIALS	Cite No. <sup>1</sup>	DOCUMENT NUMBER Number - Kind Code <sup>2</sup> (If Known)	PUBLICATION DATE MM-DD-YYYY	NAME OF PATENTEE
		3,953,769	04-27-1976	Sopko
		4,218,611	08-19-1980	Cannon
		4,684,945	08-04-1987	Sanderford, Jr.
		4,742,426	05-03-1988	Lavelle
		4,774,512	09-27-1988	Francois, et al.
		5,220,754	06-22-1993	Tayebi, et al.
		5,594,430	01-14-1997	Cutter, et al.
		5,596,994	01-28-1997	Bro
		5,673,691	10-07-1997	Abrams, et al.
		5,774,059	06-30-1998	Henry, et al.
		5,908,301	06-01-1999	Lutz
		2001/0002297A1	05-31-2001	Schweizer, et al.

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (If Known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	T <sup>6</sup> (✓)

## OTHER DOCUMENTS

EXAMINER INITIALS	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article, title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
		MURAVEN, ET AL., "Self-Control as Limited Resource: Regulatory Depletion Patterns", <i>Journal of Personality and Social Psychology</i> , 1998, Vol. 74, No. 3.774-789, pp.774-789
		BAUMEISTER, ET AL., "Ego Depletion: Is the Active Self a Limited Resource?", <i>Journal of Personality and Social Psychology</i> , 1998, Vo. 74, No. 5.1252--1265, pp. 1252-1265.

EXAMINER SIGNATURE	DATE CONSIDERED
<p>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at www.pto.gov or MPEP 901.4. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English Language Translation is attached.</p>	

**INFORMATION DISCLOSURE**

**STATEMENT BY APPLICANT**

(use as many sheets as necessary)

**Attorney Docket Number**

**49433/RJW/P689**

**Application Number**

**10/753,132**

**Filing Date**

**January 7, 2004**

**Applicant(s)**

**Michael Porter**

**Group Art Unit**

**3727**

**Examiner Name**

**Not yet assigned**

**OTHER DOCUMENTS**

**EXAMINER  
INITIALS**

**Cite  
No.<sup>1</sup>**

**Include name of the author (in CAPITAL LETTERS), title of the article, title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.**

BAUMEISTER, ET AL., "Self-Defeating Behavior Patterns Among Normal Individuals: Review and Analysis of Common Self-Destructive Tendencies", *Psychological Bulletin*, 1998, Vol. 104, No. 1-3-22, pp. 3-22.

MURAVEN, ET AL., "Self-Regulation and Depletion of Limited Resources: Does Self-Control Resemble a Muscle?", *Psychological Bulletin*, 2000, Vol. 126, No. 2-247-259, pp. 247-259.

CLB PAS598197.1-\*-12/10/04 4:22 PM

**EXAMINER  
SIGNATURE**

**DATE  
CONSIDERED**

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.pto.gov](http://www.pto.gov) or MPEP 901.4. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English Language Translation is attached.

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE